

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80196

Makoto OOTSUKA, et al.

Appln. No.: 10/810,702

Group Art Unit: 1615

Confirmation No.: 1819

Examiner: Aradhana SASAN

Filed: March 29, 2004

For: CURED POROUS CALCIUM PHOSPHATE MATERIAL AND USES THEREOF

RESPONSE TO ELECTION OF SPECIES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the Office Communication dated September 14, 2007. The Examiner has identified the application as containing claims directed to more than one distinct species. The Examiner has required the Applicant to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted. Applicant has been advised that a response to this requirement shall include an identification of the species that is elected and a listing of all claims readable thereon.

In response to the Examiner's requirement, Applicant elects "protein bone growth factor" for examination on which claims 1-5, 12, 19-21 and 30-36 read on the elected species.

The Examiner believes claims 6-18 are generic.

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Applicant submits that if any of the elected claims is found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/Tu A. Phan/

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

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CUSTOMER NUMBER

Tu A. Phan, Ph.D.
Registration No. 59,392

Date: November 14, 2007